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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

First Named Inventor: Glen ERIKSON

Serial No: 09/998,155

Patent No.: 6,613,524

Filed: November 29, 2001

Issued: September 2, 2003

Att. Docket No.: E1047/20043

Confirmation No.: 5438

For: AMPEROMETRIC AFFINITY ASSAY AND ELECTRICALLY STIMULATED  
COMPLEXES OF NUCLEIC ACIDSCORRECTION OF SMALL ENTITY STATUS UNDER 37 CFR 1.28(c)Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Patentees have recently become aware of information suggesting that they lost their entitlement to claim small entity status in this matter as a result of a May 22, 2003 sublicense from Genetic Diagnostics, Inc., a small entity licensee of the assignee, to a large entity sublicensee, CML Healthcare, Inc. The erroneous payments were made in good faith by Patentees, and are being corrected promptly after discovery by Patentees of the apparent loss of small entity status.

Accordingly, Patentees submit this paper to update their status and pay the deficiency owed for fees erroneously paid at the small entity rate since May 22, 2003. The following table shows the erroneous fee(s) paid at the small entity rate that should have been paid at the large entity rate, the current fee(s) for the same transaction(s), and the deficiency owed (i.e., the difference between the erroneous fee(s) and the current fee(s)).

Erroneous Fee			Current Fee	Deficiency Owed
Type	Date	Amount		
Issue Fee 37 CFR 1.18(a)	05-22-03	\$650.00	\$1,400.00	\$750.00

Authorization is hereby provided to charge our Deposit Account No. 03-0075 in the amount of \$750.00 to cover the deficiency owed. The Office is also authorized to charge any additional fees related to this matter (including the processing fee of 37 CFR § 1.17(i), if required) to that Account. A duplicate copy of this paper is attached.

PAGE 45 \* RCVD AT 12/17/2004 2:17:19 PM [Eastern Standard Time] \* SVR:USPTO-EFAX-1/7 \* DNIS:3729305 \* CSID:215 751 1142 \* DURATION (mm-ss):01-48

Adjustment Date: 10/03/2005 AKELLEY  
05/29/2003 CNGUYEN1 00000046 030075 09998155  
01 FC:2501 650.00 CR  
10/03/2005 AKELLEY 00000010 030075 09998155  
01 FC:1501 1400.00 DA

Application No. 09/998,155  
Patent No. 6,613,524  
Correction of Small Entity Status Dated December 17, 2004


It is understood that this paper will also act as a notification of loss of status pursuant to 37 CFR § 1.28(d). Issuance of a paper acknowledging this updated information is respectfully requested.

Should there be any questions or concerns regarding this matter, please contact the undersigned at the telephone number listed below.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOV, LTD.

By

  
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December 17, 2004

Please charge or credit our Account  
No. 03-0075 as necessary to effect  
entry and/or ensure consideration of  
this submission.